

MEMORANDUM

Agenda Item No. 7(C)

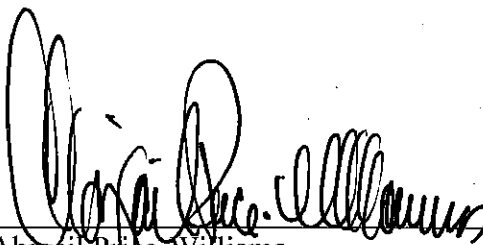
TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: (Second Reading 5-17-16)
March 8, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Ordinance amending section
2-2034 of the Code relating to
the frequency of meetings of
the Aircraft Noise Abatement
Advisory Board for Miami
International Airport

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz.



Abigail Price-Williams
County Attorney

APW/smm

Memorandum



Date: May 17, 2016

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to read "Carlos A. Gimenez".

Subject: Fiscal Impact Statement for Ordinance Amending Section 2-2034 of the Code relating to the frequency of meetings of the Aircraft Noise Abatement Advisory Board for Miami International Airport

The proposed ordinance amends section 2-2034 of the code of Miami-Dade County reducing the frequency of the meetings of the Aircraft Noise Abatement Advisory Board for Miami International Airport. The proposed ordinance will reduce the required annual meetings from four to two. Implementation of this ordinance will not have a fiscal impact. The staff supporting the remaining two meetings will continue to provide support to the Aircraft Noise Abatement Advisory Board.

A handwritten signature in black ink, appearing to read "Jack Osterholt".

Jack Osterholt
Deputy Mayor

Fis04716 160359

Memorandum



Date: May 17, 2016

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, likely belonging to Carlos A. Gimenez, the Mayor.

Subject: Social Equity Statement for Ordinance Related to the Frequency of Meetings of the Miami International Airport Noise Abatement Advisory Board

The proposed ordinance positively impacts the communities surrounding Miami International Airport (MIA), as well as those that experience noise-related fly overs of aircraft such as the Brickell area. The Noise Abatement Advisory Board (NAAB) addresses noise-related concerns by working with the Federal Aviation Administration (FAA), Air Traffic Control (ATC), MIA, and affected communities.

The NAAB has had difficulties achieving quorum. The proposed ordinance decreases the required meetings of the NAAB from four (4) to two (2), which will enable the NAAB to achieve quorum in order to address the noise-related concerns of impacted communities.

A handwritten signature in black ink, likely belonging to Jack Osterholt, the Deputy Mayor.

Jack Osterholt
Deputy Mayor
160359



MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: May 17, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 7(C)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(C)
5-17-16

ORDINANCE NO. _____

ORDINANCE AMENDING SECTION 2-2034 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE FREQUENCY OF MEETINGS OF THE AIRCRAFT NOISE ABATEMENT ADVISORY BOARD FOR MIAMI INTERNATIONAL AIRPORT; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, the Aircraft Noise Abatement Advisory Board for Miami International Airport (the "NAAB") has requested that the number of required meetings within an annual period be changed from four to two; and

WHEREAS, the NAAB is seeking this reduction in the number of required meetings due to the increased level of cooperation that has been achieved between the NAAB and the Federal Aviation Administration in regards to the issue of reducing aircraft noise in the surrounding communities of Miami International Airport; and

WHEREAS, the requested modification would not prevent the NAAB from increasing the frequency of meetings, if conditions changed,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Section 2-2034 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Section 2-2034. Procedures.

* * *

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

- (c) Meetings. A majority of the members, then in office, constitutes a quorum for the purpose of conducting business and exercising the powers of the NAAB and for all other purposes. Meetings of the NAAB shall be held a minimum of >>two (2)<< [[four-(4)]] times annually, shall be public and written minutes of the proceedings thereof shall be maintained. No vacancy in the membership of the NAAB shall impair the right of a quorum to exercise the right to perform all the duties of the NAAB.

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

Section 5. The provisions of this ordinance shall sunset on October 7, 2018, unless extended by amendment of the Board of County Commissioners prior to such date.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:

APW

Prepared by:

GKS For CAL

Cynji A. Lee

Prime Sponsor: Commissioner Jose "Pepe" Diaz

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